IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

HARRY SMITH, JR. and ROSLYN WOODARD SMITH, Individually and as Administrators of THE ESTATE OF HARRY SMITH, III)))
Plaintiffs,) Case No. 04-1254-GMS
v.)
CITY OF WILMINGTON, JOHN CIRITELLA, THOMAS DEMPSEY, and MATHEW KURTEN,)))
Defendants.)

MOTION TO FILE ATTACHED REVISED PROPOSED FINAL PRETRIAL ORDER

Counsel for the parties request permission to file the attached revised proposed Final Pretrial Order so that it conforms to the Court's 2/07 Revised Final Pretrial Order format.

Dated this 19th day of March 2007.

s/ Anne T. Sulton Anne T. Sulton Admitted: Pro Hac Vice

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CERTIFICATE OF SERVICE

I hereby certify that on March 19, 2007, I electronically filed with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Attorney John Parkins E-mail Parkins@rlf.com

s/ Anne T. Sulton Anne T. Sulton